## RECEIVED CENTRAL FAX CENTER

S/N 09/119,209

SEP 2 4 2004

PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Lasky et al.

Examiner.

Pak, Michael

Serial No.:

09/119,209

Group Art Unit:

1646

Filed:

July 20, 1998

Docket No.:

11669.0098US01

Conf. No.

9854

Customer No.:

23552

Title:

LYMPHOCYTE HOMING RECEPTORS

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office, on September 24, 2004 at facsimile number 703.872.9306.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. 61.137(b)

Attention: Office of Petitions

Mail Stop Petition Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

The United States Patent and Trademark Office abandoned the above-identified application for failure to file a timely and proper reply to an Office Action. The date of abandonment is the day after the expiration date of the period set for reply in the office action plus any extensions of time actually obtained. . .

### APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A response to the above-noted Office Action is enclosed herewith.

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable perition under 37 C.F.R. §1.137(b) was unintentional. As indicated in the Communication submitted on March 9, 2004, after considerable correspondence and discussions with Examiner Pak, the undersigned representative filed an RCE and amendment responsive to the rejections of record. The Office Action in question, dated March 24, 2003, was not addressed to the undersigned attorney of record, and was never received. The undersigned attorney was apprised of the outstanding office action when the client received a notice of

PAGE 3/22 \* RCVD AT 9/24/2004 3:58:59 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/3 \* DNS:8729306 \* CSID:6123329081 \* DURATION (mm-ss):05-14

04/13/2005 MASON 00000000 13E/65

031152 3

01 FC:1453

1330.00 09

1500

09-24-04

abandonment. The attorney of record submitted a Communication requesting resending of the Office Action with restarting of the time for response (copy attached). No reply to this communication has been received. Revival of this application is respectfully requested.

Please charge Deposit Account No. 13-2725 in the amount of \$1330.00 to cover the required for petition.

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Respectfully submitted,

MERCHANT & GOULD P.C.

P.O. Box 2903

Minneapolis, Minnesota 55402-0903

)ate:

23552

Denise Kettelberger, Ph.D

Reg. No. 33,924

DMK:lek

# This Page is Inserted by IFW Indexing and Scanning Operations and is not part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

BLACK BORDERS

IMAGE CUT OFF AT TOP, BOTTOM OR SIDES

FADED TEXT OR DRAWING

BLURRED OR ILLEGIBLE TEXT OR DRAWING

SKEWED/SLANTED IMAGES

COLOR OR BLACK AND WHITE PHOTOGRAPHS

GRAY SCALE DOCUMENTS

LINES OR MARKS ON ORIGINAL DOCUMENT

REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY

OTHER:

## IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.